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6P1745

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

October 7, 2003

OCT 21 2003  
TC 1700

Re: U.S. Patent Application No.: 10/058657  
For: FUEL CELL AND FUEL CELL STACK  
Inventors: Suenaga, Toshihiko, *et al.*  
Filed: January 28, 2002  
Our Ref. No.: SIW-031

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Supplemental Information Disclosure Statement;
2. PTO Form 1449;
3. Copies of references cited in PTO Form 1449 (3); and
4. A Return Postcard.

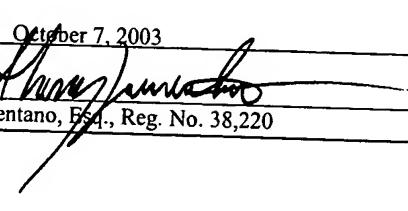
No additional costs are believed to be due in connection with the filing of this Information Disclosure Statement. However, please charge any necessary fees in connection with the enclosed statement to our Deposit Order Account No. 12-0080. For this purpose, a duplicate of this sheet is attached.

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

October 7, 2003

Anthony A. Laurentano, Esq., Reg. No. 38,220

Respectfully submitted,  
LAHIVE & COCKFIELD, LLP

  
Anthony A. Laurentano, Esq.  
Registration No. 38,220  
Attorney for Applicants

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OCT 14 2003

PATENTS & TRADEMARKS  
U.S. DEPARTMENT OF COMMERCE

OCT 14 2003

In the application of: Suenaga, Toshihiko, *et al.*

Serial No.: 10/058657

Filed: January 28, 2002

For: FUEL CELL AND FUEL CELL STACK

Attorney Docket No.: SIW-031

Group Art Unit: 1745

Examiner: Not Yet Assigned

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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October 7, 2003

Date of Signature and of Mail Deposit

By:

  
Anthony A. Laurenzano, Esq.  
Registration No. 38,220  
Attorney for Applicants

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

Applicants and their Attorney have become aware of three publications cited in an Office Action issued August 29, 2003, during the prosecution of Japanese Patent Application No. 2000-005333, which relates to the above referenced application. In accordance with 37 CFR §1.97, Applicants hereby submit three publications, including English abstracts, for the Examiner's consideration. A PTO Form 1449 and a copy of the publications, including English abstracts, are enclosed.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, the Applicants understand that the Examiner will make an independent evaluation of each cited publication.

In accordance with 37 CFR §1.97(e)(1), the undersigned hereby certifies that the item contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application *for the first time* not more than three months prior to the filing of this statement.

Applicants believe no fee is due with this submission. However, if a fee is due, please charge our Deposit Account No. 12-0080, under Order No. SIW-031, from which the undersigned is authorized to draw.

Respectfully submitted,  
LAHIVE & COCKFIELD, LLP



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Attorney for Applicant

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Date: October 7, 2003

AAL/lgh  
Enclosures

APPLICANT FACSIMILE OF FORM PTO-1449 REV 7-80	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY DOCKET NO <b>SIW-031</b>	SERIAL NO. <b>10/058657</b>
LIST OF PUBLICATIONS CITED BY APPLICANT (Use several sheets if necessary)		APPLICANT <b>Suenaga, Toshihiko, et al.</b>	<b>RECEIVED</b>
		FILING DATE <b>January 28, 2002</b>	GROUP <b>1745</b>

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## U.S. PATENT DOCUMENTS

SEARCHED DOCUMENTS							
SEARCHER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
	B1	JP 07-312223	11/95	Japan			YES      NO
	B2	JP 09-237633	09/97	Japan			ABS
	B3	JP 2000-182639	06/00	Japan			ABS

**OTHERS (including Author, Title, Date, Pertinent Pages, Etc.)**

Examiner

**Date Considered**

**\*EXAMINER\***

Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.